

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DAVID H. FITZGERALD  
*Plaintiff*

v.

NATIONAL RAILROAD PASSENGER  
CORPORATION t/d/b/a AMTRAK  
*Defendant*

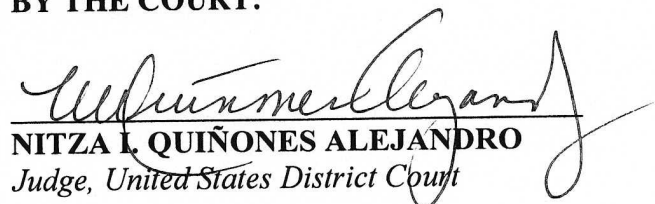
: CIVIL ACTION  
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: NO. 13-6979  
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**ORDER**

**AND NOW**, this 13<sup>th</sup> day of July 2016, upon consideration of the *motion for summary judgment* filed by Defendant National Railroad Passenger Corporation, t/d/b/a Amtrak (“Defendant”), [ECF 34], the opposition thereto filed by Plaintiff David H. Fitzgerald, [ECF 40], and Defendant’s reply, [ECF 49], it is hereby **ORDERED**, for the reasons set forth in the accompanying Memorandum Opinion, that the motion is **GRANTED**, and judgment is entered in favor of Defendant National Railroad Passenger Corporation and against Plaintiff David H. Fitzgerald.

The Clerk of Court is directed to mark this matter **CLOSED**.

**BY THE COURT:**

  
NITZA I. QUIÑONES ALEJANDRO  
*Judge, United States District Court*